

**SUPREME COURT MINUTES  
FRIDAY, APRIL 2, 2010  
SAN FRANCISCO, CALIFORNIA**

**S181321**      B223008 Second Appellate District, Div. 3      **NEWMAN (JAMES W.) v. S.C.  
(BONDEX  
INTERNATIONALM, INC.)**

Petition for review & application for stay denied  
Kennard and Chin, JJ., were recused and did not participate.

**S179570**      E045880 Fourth Appellate District, Div. 2      **PEOPLE v. ULLOA (DAVID  
CHRISTOPHER)**

The time for granting or denying review in the above-entitled matter is hereby extended to  
May 4, 2010.

**S179642**      E049882 Fourth Appellate District, Div. 2      **CRAWLEY (JON R.) ON H.C.**  
The time for granting or denying review in the above-entitled matter is hereby extended to  
May 4, 2010.

**S179734**      B209112 Second Appellate District, Div. 6      **PEOPLE v. MELENDEZ  
(MIKE WILLIAMS)**  
The time for granting or denying review in the above-entitled matter is hereby extended to  
May 3, 2010.

**S179861**      E046511 Fourth Appellate District, Div. 2      **PEOPLE v. EDWARDS  
(JULIUS EARL)**  
The time for granting or denying review in the above-entitled matter is hereby extended to  
April 30, 2010.

**S179877**      B210734 Second Appellate District, Div. 3      **PEOPLE v. RIVERA (ISRAEL)**  
The time for granting or denying review in the above-entitled matter is hereby extended to  
May 3, 2010.

**S179895**      G040344 Fourth Appellate District, Div. 3      **PEOPLE v. JONES**  
**(CHRISTOPHER LINK)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 30, 2010.

**S179902**      A121332 First Appellate District, Div. 5      **PEOPLE v. BRIGGS**  
**(MARQUEZ B.)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 30, 2010.

**S179903**      E048972 Fourth Appellate District, Div. 2      **PEOPLE v. SANCHEZ (RAUL**  
**A.)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 30, 2010.

**S179906**      E046719 Fourth Appellate District, Div. 2      **PEOPLE v. BEJARANO**  
**(ANDREW NEIL)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 30, 2010.

**S179910**      A122829 First Appellate District, Div. 1      **PEOPLE v. FAULTRY**  
**(CHARLES B.)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 30, 2010.

**S179934**      E046290 Fourth Appellate District, Div. 2      **PEOPLE v. TARRIS**  
**(JEFFREY WAYNE)**

The time for granting or denying review in the above-entitled matter is hereby extended to May 3, 2010.

**S179935**      B212054 Second Appellate District, Div. 8      **PEOPLE v. FRAUSTO**  
**(JAVIER)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 30, 2010.

**S179937**      D053325 Fourth Appellate District, Div. 1      **AMERICAN MEAT  
INSTITUTE v. LEEMAN  
(WHITNEY R.)**

The time for granting or denying review in the above-entitled matter is hereby extended to May 3, 2010.

**S179938**      D054023 Fourth Appellate District, Div. 1      **PEOPLE v. TAYLOR  
(ANTHONY L.)**

The time for granting or denying review in the above-entitled matter is hereby extended to May 3, 2010.

**S179946**      B221625 Second Appellate District, Div. 1      **COUNTRYWIDE HOME  
LOANS, INC. v. S.C.  
(GIBSON)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 30, 2010.

**S044592**      **PEOPLE v. HOMICK  
(STEVEN)**

Extension of time granted

Good cause appearing, and based upon counsel Mark E. Cutler's representation that he anticipates filing the appellant's reply brief by August 2010, counsel's request for an extension of time in which to file that brief is granted to June 1, 2010. After that date, only one further extension totaling about 60 additional days is contemplated.

**S057156**      **PEOPLE v. CASE (CHARLES  
EDWARD)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Robin Kallman's representation that she anticipates filing the appellant's opening brief by December 10, 2010, counsel's request for an extension of time in which to file that brief is granted to June 1, 2010. After that date, only three further extensions totaling about 190 additional days are contemplated.

**S076169****PEOPLE v. PARKER  
(GERALD)**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy Attorney General Holly D. Wilkens's representation that she anticipates filing the respondent's brief by May 20, 2010, counsel's request for an extension of time in which to file that brief is granted to May 20, 2010. After that date, no further extension is contemplated.

**S091898****PEOPLE v. RUBIO (GILBERT  
RAUL)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Christina A. Spaulding's representation that she anticipates filing the appellant's opening brief by November 2011, counsel's request for an extension of time in which to file that brief is granted to June 1, 2010. After that date, only nine further extensions totaling about 520 additional days are contemplated. An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

**S101984****PEOPLE v. CHISM (CALVIN  
DION)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Zee Rodriguez's representation that she anticipates filing the respondent's brief by May 31, 2010, counsel's request for an extension of time in which to file that brief is granted to June 1, 2010. After that date, no further extension is contemplated.

**S111336****BENAVIDES FIGUEROA  
(VICENTE) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Kelly E. LeBel's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by August 3, 2010, counsel's request for an extension of time in which to file that document is granted to June 1, 2010. After that date, only one further extension totaling about 60 additional days is contemplated.

**S115378****PEOPLE v. WOODRUFF  
(STEVE)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to June 1, 2010.

**S160211**

H028021 Sixth Appellate District

**VOICES OF THE WETLANDS  
v. CALIFORNIA STATE  
WATER RESOURCES  
CONTROL BOARD (DUKE  
ENERGY MOSS LANDING  
LLC.)**

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to May 28, 2010.

No further extensions of time are contemplated.

**S177654**

B212416 Second Appellate District, Div. 1

**IN RE V.V.**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to April 29, 2010.

**S143743****PEOPLE v. MENDOZA  
(HUBER JOEL)**

Counsel appointment order filed

On the court's own motion, the order appointing Michael G. Millman, in his capacity as Executive Director of the California Appellate Project in San Francisco, as interim appellate counsel of record for appellant Huber Joel Mendoza, filed February 3, 2010, is hereby vacated. Kathy Moreno is hereby appointed as counsel of record to represent appellant Huber Joel Mendoza for the direct appeal in the above automatic appeal now pending in this court. Counsel is directed to advise this court of the date that she receives her copy of the record on appeal.

**S180782**

B210918 Second Appellate District, Div. 3

**HUNLEY (JAMES) v.  
HARDIN (JOHN)**

Order filed

The above entitled matter is retitled as follows:

JOHN HARDIN, Plaintiff and Respondent

v.

JAMES HUNLEY, Defendant and Appellant

**S180967**

B204878 Second Appellate District, Div. 3

**SUPERIOR DISPATCH, INC.  
v. INSURANCE  
CORPORATION OF NEW  
YORK**

Order filed

The order of this court filed on March 15, 2010, is hereby amended to read in its entirety:

“The time for granting review on the court’s own motion is hereby extended to May 28, 2010.  
(Cal. Rules of Court, rule 8.512 (c).)”

**S179785**

**COHN ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that STEVEN GEOFFERY COHN, State Bar Number 133439, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

STEVEN GEOFFERY COHN must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S179828**

**YARDLEY ON DISCIPLINE**

Recommended discipline imposed

The court orders that DAVID RULE YARDLEY, State Bar Number 89927, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. DAVID RULE YARDLEY is suspended from the practice of law for the first six months of probation;
2. DAVID RULE YARDLEY must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on December 16, 2009; and
3. At the expiration of the period of probation, if DAVID RULE YARDLEY has complied with all conditions of probation, the three-year period of stayed suspension will be satisfied and that suspension will be terminated.

DAVID RULE YARDLEY must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar’s Office of Probation in Los Angeles. Failure to do so may result in an automatic suspension. (Cal. Rules of Court, rule 9.10(b).)

DAVID RULE YARDLEY must also comply with rule 9.20 of the California Rules of Court and

perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with his membership fees for each of the years 2011, 2012, and 2013. If DAVID RULE YARDLEY fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

**S179829****ROBERTS IV ON  
DISCIPLINE**

Recommended discipline imposed

The court orders that WALTER JAMES ROBERTS IV, State Bar Number 225339, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. WALTER JAMES ROBERTS IV is suspended from the practice of law for the first year of probation;
2. WALTER JAMES ROBERTS IV must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on December 10, 2009; and
3. At the expiration of the period of probation, if WALTER JAMES ROBERTS IV has complied with all conditions of probation, the two-year period of stayed suspension will be satisfied and that suspension will be terminated.

WALTER JAMES ROBERTS IV must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order, or during the period of his suspension, whichever is longer and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in an automatic suspension. (Cal. Rules of Court, rule 9.10(b).)

WALTER JAMES ROBERTS IV must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with his membership fees for each of the years 2011 and 2012. If WALTER JAMES ROBERTS IV fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

**S179830****TU ON DISCIPLINE**

Recommended discipline imposed

The court orders that JOHN YAHENG TU, State Bar Number 146945, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. JOHN YAHENG TU is suspended from the practice of law for the first 18 months of probation;
2. JOHN YAHENG TU must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on December 17, 2009; and
3. At the expiration of the period of probation, if JOHN YAHENG TU has complied with all conditions of probation, the three-year period of stayed suspension will be satisfied and that suspension will be terminated.

JOHN YAHENG TU must also take and pass the Multistate Professional Responsibility Examination during the period of his suspension and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in an automatic suspension. (Cal. Rules of Court, rule 9.10(b).)

JOHN YAHENG TU must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with membership fees for each of the years 2011 and 2012. If JOHN YAHENG TU fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

**S179832****GANOR ON DISCIPLINE**

Recommended discipline imposed

The court orders that GABRIEL SCOTT GANOR, State Bar Number 189905, is suspended from the practice of law in California for four years, execution of that period of suspension is stayed, and he is placed on probation for four years subject to the following conditions:

1. Respondent GABRIEL SCOTT GANOR is suspended from the practice of law for a minimum of two years (with credit given for the period of inactive enrollment pursuant to Business and Professions Code section 6233 which commenced on March 26, 2008), and he will remain suspended until he has provided proof to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law before his suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.4(c)(ii).)
2. GABRIEL SCOTT GANOR must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on



November 17, 2009.

3. At the expiration of the period of probation, if GABRIEL SCOTT GANOR has complied with all conditions of probation, the four-year period of stayed suspension will be satisfied and that suspension will be terminated.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S179836****BOYD ON DISCIPLINE**

Recommended discipline imposed

The court orders that SHANNON ROBERTS BOYD, State Bar Number 170169, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. SHANNON ROBERTS BOYD is suspended from the practice of law for a minimum of the first 18 months of probation, and he will remain suspended until the following requirements are satisfied:
  - i. He must provide proof to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law before his suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.4(c)(ii).)
2. SHANNON ROBERTS BOYD must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on December 17, 2009.
3. At the expiration of the period of probation, if SHANNON ROBERTS BOYD has complied with all conditions of probation, the three-year period of stayed suspension will be satisfied and that suspension will be terminated.

SHANNON ROBERTS BOYD must also take and pass the Multistate Professional Responsibility Examination during the period of his suspension and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in an automatic suspension. (Cal. Rules of Court, rule 9.10(b).)

SHANNON ROBERTS BOYD must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with his membership fees for each of the years 2011, 2012, and 2013. If SHANNON ROBERTS BOYD fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

**S179844****BRIGHT ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that GREGORY PATRICK BRIGHT, State Bar Number 151856, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

GREGORY PATRICK BRIGHT must make restitution as recommended by the Hearing Department of the State Bar Court in its Decision filed on November 24, 2009. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

GREGORY PATRICK BRIGHT must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S179849****BRYAN ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that PHYLLIS JOANN BRYAN, State Bar Number 145472, is disbarred from the practice of law in California and that her name is stricken from the roll of attorneys.

PHYLLIS JOANN BRYAN must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.